



DEPARTMENT OF THE NAVY
COMMANDER AMPHIBIOUS GROUP THREE
NAVAL STATION BOX 368201
3985 CUMMINGS ROAD, SUITE 4
SAN DIEGO, CALIFORNIA 92136-5289

COMPHIBGRUTHREEINST 5812.1C
N00J

FEB 19 1999

COMPHIBGRUTHREEINSTRUCTION 5812.1C

Subj: PROCESSING NONJUDICIAL PUNISHMENT APPEALS WITHIN
AMPHIBIOUS GROUP THREE

Ref: (a) COMNAVSURFPACINST 5800.1H

1. Purpose. Section 201.8d of reference (a) authorizes Commander, Amphibious Group THREE (COMPHIBGRU THREE) to promulgate regulations for forwarding appeals of nonjudicial punishment. This instruction sets forth those regulations.

2. Cancellation. COMPHIBGRUTHREEINST 5812.1B

3. Action. COMPHIBGRU THREE ships and units shall follow the procedures prescribed in section 201.8 of reference (a) except for the forwarding requirements, which are hereby modified. Handling appeals quickly and fairly is important to the carrying out of military justice. Every appeal shall be made in writing and forwarded via the officer who imposed the punishment.

4. Appeal Authority

a. PHIBGRU THREE ships and other commands located and operating in the Southern California (SOCAL) area, except for those commands subordinate to Commander, Naval Beach Group ONE and Commander, Tactical Air Control Group ONE, shall forward nonjudicial punishment appeals to COMPHIBGRU THREE for final action. (A


b. PHIBGRU THREE commands subordinate to Commander, Naval Beach Group ONE and Commander, Tactical Air Control Group ONE shall forward NJP appeals to their respective ISIC for final action. (A

c. PHIBGRU THREE ships and other commands operating outside the Southern California area (i.e., deployed on WESTPAC or outside the SOCAL area for exercise purposes) shall forward NJP appeals as follows: (A

COMPHIBGRUTHREEINST 5812.1C

FEB 19 1999

- R) (1) When the ISIC is not geographically remote from the authority who imposed NJP, forward the appeal to the ISIC. For COMPHIBGRU THREE ships, the ISIC is the Amphibious Squadron Commander with whom the ship is deployed. The ISIC must seek consideration and advice of a judge advocate as required by Article 15(e), UCMJ, when acting as final authority on an NJP appeal.
- R) (2) When the ISIC is geographically remote, forward the appeal to either COMPHIBGRU THREE, the nearest COMNAVSURFPAC representative, or the nearest regional coordinator (as defined in sections 103.2 and 103.3 of reference (a)). The selection of which authority will take final action on the NJP appeal must be based on the expeditious resolution of the appeal.


EDWARD P. ANGLIM
Chief of Staff

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